

Attorney General Josh Kaul  
c/o Charlie Gibson  
Administrator, Division of Legal Services  
Wisconsin Department of Justice  
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Dear AG Kaul:

I respectfully request that the Attorney General issue an opinion on the applicability of Wisconsin Legislature v. Palm on local health officer's ability to issue local orders to combat the COVID-19 pandemic.

Under Section 252.03 of the Wisconsin Statutes, local health officers have broad, longstanding powers to issue orders necessary to combat communicable diseases like COVID-19. Due the Wisconsin Supreme Court striking down the State's Safer at Home Order, a number of counties used the authority under Section 252.03 to issue orders to protect their residents from this deadly virus. However, the majority opinion in the *Palm* case has created massive confusion throughout the state.

While I believe that the decision does not impact local health officers' authority, a prompt opinion from the Attorney General would resolve this matter and help protect the lives of Wisconsinites.

Sincerely,



Tom Nelson